

**MINUTES OF THE REGULAR MEETING  
OF THE PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF BARRINGTON**

**Monday, August 11, 2003, 8:00 P.M.  
Village Board Room  
200 S. Hough Street, Barrington, Illinois**

**CALL TO ORDER**

President Reagle called the Regular Meeting of the President and Board of Trustees to order at 8:00 p.m., in the Village Board Room, 200 South Hough Street, Barrington, Illinois.

Jeannie Hanson of St. Paul United Church of Christ led the pledge of allegiance and then gave the invocation.

**ROLL CALL**

Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle. Also present were: Village Clerk Ron Koppelman, Village Manager Curt Allison, and Village Attorney Ed Springer.

**READING OF AGENDA**

President Reagle asked the Board if there were any additions, corrections or deletions to the Agenda. President Reagle stated that Item 5g (ORDINANCE #03-3079: Amending Chapter 3 of the Barrington Village Code) was being removed from the Consent Agenda for separate consideration.

**APPROVAL OF MINUTES**

- a. June 23, 2003 (including the portion reconvened to and held on June 25<sup>th</sup>) – Regular Board Meeting
- b. July 14, 2003 – Regular Board Meeting

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Hunt to approve the minutes, as amended, of the June 23, 2003 (including the portion reconvened to and held on June 25<sup>th</sup>) Regular Meeting of the Corporate Authorities.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Schaefer to approve the minutes, as amended, of the July 14<sup>th</sup>, 2003 Regular Meeting of the Corporate Authorities.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

**PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN'S REGISTRATION/COMMENTS**

No comments by residents or non-residents.

**REPORTS OF VILLAGE OFFICIALS**

**VILLAGE PRESIDENT'S REPORT**

President Reagle reported that two establishments in town would like to retain liquor licenses but may be moving their location. President Reagle referred to the rules regarding the administration of liquor licenses which provide that in order to have a liquor license there must be an approved location. When these businesses have a new location, the licenses can be issued.

President Reagle added that Mr. Jim Gerber had requested that the speed limit on Rt. 68 be reduced from 55mph to 45mph. A study completed by IDOT determined that the limit should be lowered, signs have been ordered and will be installed soon.

President Reagle expressed his thanks to members of the Village of Barrington Fourth of July Committee for their hard work and dedication. President Reagle finished his comments by reading a list of Village employee anniversaries and milestones.

#### **VILLAGE MANAGER'S REPORT**

Village Manager Curt Allison reported that staff has prepared a list of projects and tentative due dates for the review of the Board. Mr. Allison also commented on the list of projects that the Board had created will be used to set priorities for the Village Staff. Mr. Allison stated that he will next begin to better understand the committee structure of the various Village committees.

#### **VILLAGE CLERK'S REPORT**

Village Clerk Ron Koppelman had no report.

#### **COMMITTEE REPORTS**

##### **ADMINISTRATIVE SERVICES/FINANCE COMMITTEE**

Trustee Darch reported that 2003 tax revenues are within our projections. May figures for 2003 sales tax receipts were 8% above results from May of 2002. Trustee Darch added that Staff presented a tutorial and review on government accounting changes. Suggestions were made to Staff to help improve financial statements of the Village to make them more useful to the Board. The Committee also reviewed legal bills and recommended payment. The Committee reviewed pending State legislation and committed to keeping the Board informed of upcoming changes. Trustee Darch commented that Utility Taxes would be the topic of future agendas for the Committee. Trustee Darch asked that President Reagle bring BACOG votes to the Board for consideration.

##### **PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE**

Trustee Yeagley reported that they met on August 7<sup>th</sup> and said that items of interest to the community included potential groundbreaking at Cook Street Plaza in November as well as changes in the plan that would be going before the ARC. An update was provided by Assistant Village Manager Pieroni regarding the Shops at Dayton Square including comments regarding Borders' continued interest in developing in Barrington. The development would require additional retail space. Trustee Yeagley added that a letter has been sent to Metra regarding parking and commented on the schedule and parking at the station in Fox River Grove as well as the upcoming change in the Metra schedule to accommodate the opening of a second train station in Crystal Lake. Trustee Yeagley concluded regarding the gates at the intersection of the Metra tracks and Main St and the occurrence of those gates coming down when a train is approaching as opposed to continuing through the intersection.

##### **PUBLIC SAFETY COMMITTEE**

Trustee Hunt reported that the Committee had not met. The next meeting is scheduled for August 18<sup>th</sup> at 730pm. President Reagle suggested that the Committee review the possibility of adding signage before the intersection of Lake Cook Rd and Rt. 14.

##### **PUBLIC WORKS COMMITTEE**

Trustee Schaefer reported that the next regularly scheduled meeting is August 25<sup>th</sup> at 7pm.

#### **5. CONSENT AGENDA - CONSIDERATION OF AN "OMNIBUS VOTE" (\*)**

**MOTION:** A motion was duly made by Trustee Schaefer and seconded by Trustee Raseman to set the Consent Agenda consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5h, 5i, 5j, 5k, 5l, 5m and 5n as previously read by President Reagle.

- \*a. **RESOLUTION #03-2879:** Resolution Authorizing and Approving a Professional Services Agreement with Soil & Material Consultants, Inc. in Connection with the 2003 Road Improvement Project
- \*b. **RESOLUTION #03-2880:** Waiving Various Fees and Day/ Time Amplification Restrictions in Connection with the Grove Avenue School's 17<sup>th</sup> Annual Carnival
- \*c. **RESOLUTION #03-2881:** Expressing Appreciation to the Village of Barrington Fourth of July Committee in Connection with the 2003 Fourth of July Festivities
- \*d. **RESOLUTION #03-2882:** Waiver of Sound Amplification Time Restriction for an Outdoor Event to be Held Saturday, August 30, 2003 from 8:00 P.M. Until 11:00 P.M. at 227 West Lake Street
- \*e. **RESOLUTION #03-2883:** Approving an Agreement Between the Village of Barrington and the Illinois Environmental Protection Agency for Financial Assistance in Connection with the Restoration of Flint Creek
- \*f. **RESOLUTION #03-2884:** Approving and Authorizing Execution of an Agreement Between the Village of Barrington and the Fox Point Homeowners Association for Cooperative Restoration of Flint Creek

**Item 5g was removed from the consent agenda by President Reagle for separate consideration.**

- \*h. **MOTION TO RECEIVE AND PLACE ON FILE** the BACOG 2003 Legislative Platform & Action Report, dated July 15, 2003
- \*i. **MOTION TO RECEIVE AND PLACE ON FILE** an Extension of the Time Period Allowed for the Review of the Proposed Development by the Board of Trustees for an additional 28 days (September 15, 2003) beyond the 45-day extension already granted by the Petitioner
- \*j. **MOTION TO RECEIVE AND PLACE ON FILE** a recommendation from the Plan Commission (PC 03-05) regarding rezoning for Fifth Third Bank
- \*k. **MOTION TO RECEIVE AND PLACE ON FILE** a recommendation from the Zoning Board of Appeals (ZBA 03-04) regarding a Special Use and two (2) variations for Fifth Third Bank
- \*l. **MOTION TO RECEIVE AND PLACE ON FILE** a recommendation from the Architectural Review Commission (ARC 03-10) regarding a Certificate of Approval for Fifth Third Bank
- \*m. **MOTION** to schedule a Public Hearing on a proposed annexation agreement between the Village of Barrington and the owners of record and the developer of the property commonly known as 64-70 North Ela Road, Barrington, Illinois on August 25, 2003 at 8:00 p.m. or as soon thereafter as the agenda permits (Listhartke Subdivision)
- \*n. **MOTION RE: CONSIDERATION OF** Semi-Annual Review of Closed Session Minutes:  
Motion – Having reviewed the Minutes of Closed Sessions thereof, the Corporate Authorities hereby determine that the Minutes (or portions of Minutes) of Closed Sessions Listed on Schedule IV no longer require confidential treatment and are available for public inspection. Schedule IV is dated August 11, 2003 and is entitled "List of Minutes of Closed Meetings of the Corporate Authorities of the Village of Barrington that No Longer Require Confidential Treatment and are Available for Public Inspection"

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion to take a single roll call vote to adopt and create the Consent Agenda passed unanimously.

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Darch to approve the Consent Agenda consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5h, 5i, 5j, 5k, 5l, 5m and 5n.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

## **FURTHER CONSIDERATION OF ITEMS PRESENTED ON THE CONSENT AGENDA**

**5g. ORDINANCE #03-3079:** Amending Chapter 3 of the Barrington Village Code ("Alcoholic Liquor" Section 3-8, Section 3-9 and 3-15) (Creating Class Eleven Liquor License and Amending Section 3-15)

**MOTION:** A motion was duly made by Trustee Yeagley except for filling in the blank for the amount of the application fee of \$25.00 and seconded by Trustee Hunt to pass, as presented, ORDINANCE #03-3079: Amending Chapter 3 of the Barrington Village Code ("Alcoholic Liquor" Section 3-8, Section 3-9 and 3-15) (Creating Class Eleven Liquor License and Amending Section 3-15)

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

### **1. OLD BUSINESS**

**a. RESOLUTION #03- :** Regarding Application of AT&T for Special Use (40 East Dundee Road – Ron Beese Park Monopole) ZBA 03-03 (Postponed from July 14, 2003 Village Board Meeting)

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to postpone Agenda Item 6a until the August 25<sup>th</sup>, 2003 Regular Board Meeting of the Corporate Authorities.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**b. RESOLUTION #03- :** ARC 03-04 AT&T Certificate of Approval (Postponed from July 14, 2003 Village Board Meeting)

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Schaefer to postpone Agenda Item 6b until the August 25<sup>th</sup>, 2003 Regular Board Meeting of the Corporate Authorities.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**c. MOTION TO NAME** two (2) Trustee Representatives to Meet with the Representatives from the Village of Barrington Hills in Connection with the Wamberg Proposal (Postponed from July 14, 2003 Village Board Meeting)

Robert Best of Bell, Boyd & Lloyd, Attorney for the Wamberg Family Limited Partnership commented on the vote by the Village of Barrington Hills and added that the Village of Barrington Hills does not want veto power over zoning of property in the Village of Barrington. Mr. Best sought to clarify that the Village of Barrington Hills desires to enter into a boundary agreement with the Village of Barrington. Mr. Best requested that the Board name two Trustees to meet with Trustees from the Village of Barrington Hills to discuss the Wamberg Proposal.

Following discussion by the President and Trustees, the Board agreed to meet as a Committee of the Whole on Monday August 18, 2003 at 7pm to review a draft of a boundary agreement to be prepared by Staff.

**MOTION:** A motion was duly made by Trustee Hunt and seconded by Trustee Daluga to postpone naming two (2) Trustee Representatives to meet with the Representatives from the Village of Barrington Hills in Connection with the Wamberg Proposal until the August 25<sup>th</sup>, 2003 Regular Board Meeting of the Corporate Authorities.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

### **2. NEW BUSINESS**

**a. RESOLUTION #03-2885:** Requesting Denial of Approval for the Establishment and Maintenance of the Ho Chunk Casino and Water Park in Hoffman Estates, Illinois

President Reagle read the Resolution and commended Village Attorney Ed Springer for his effort in crafting the Resolution.

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Yeagley to pass, as presented, Resolution #03-2885 Requesting Denial of Approval for the Establishment and Maintenance of the Ho Chunk Casino and Water Park in Hoffman Estates, Illinois.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**b. ORDINANCE #03- :** A Map Amendment Rezoning Property from the R-8 General Residential District to the B-1 General Business Service District (Re: "Fifth Third Bank, 333 West Northwest Highway, Barrington, Illinois PC 03-05")

Since there are a number of issues and policy matters which required discussion and resolution, President Reagle, with the concurrence of the Board, permitted discussion of Agenda Items 7b, 7c, 7d and 7e together without presenting a formal motion with respect to any of these items.

Keith Sbiral presented documents to the Board and those documents are attached to these minutes.

Trustee Yeagley presented the Board with color pictures of another building recently completed by Fifth Third Bank in Lake Zurich.

On behalf of the Petitioners, Attorney Nancy Harbottle stated to the Corporate Authorities that the Petitioner consents to postponement of the consideration of Agenda Items 7b, 7c, 7d and 7e to the September 8<sup>th</sup>, 2003 Regular Board Meeting of the Corporate Authorities without triggering an automatic approval or denial of any of the aforementioned Agenda Items and that the foregoing will be confirmed in writing.

Following discussion with the Board, Director of Public Works John Heinz, and the Petitioners, the Board indicated that the Director of Public Works (John Heinz) should develop a "not to exceed amount" that the Village could agree to for a defined scope of work for Exmoor Ave. which would be performed by the Village and paid for by the Petitioner. The scope of work should not include the cost of new curbs and gutters on the east side of Exmoor Ave. since the cost for the performance of such work will be the sole responsibility of the Petitioner and such work should be included in the Petitioner's plans.

Furthermore, the Ordinances and the Resolution included as Agenda Items 7b, 7c, 7d and 7e are to be change to reflect the following:

1. All plans should be revised to include changes indicated by these discussions,
2. All items reflected on the applicable Errata sheets, if any,
3. Increase the permitted size of the bank building from 4100 sq feet to 4850 sq. feet,
4. Provide that the recommendation of the ARC will be followed with respect to all items including, but not limited to the type and style of windows to be used, whether the ATM should be bricked or painted, and if painted, what color should be used. No signs will be put or painted on the ATM.

**MOTION:** Based upon the Petitioner's statement that it consents to a postponement of the consideration of this Agenda Item 7b without triggering automatic approval or denial thereof and that it will provide such consent in writing, a motion was duly made by Trustee Raseman and seconded by Trustee Hunt to postpone consideration of Agenda Item 7b to the Regular Board Meeting to be held on September 8<sup>th</sup> 2003.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**c. ORDINANCE #03- :** An Ordinance Granting a Special Use Permit for a Bank with Drive-Through Facilities (Re: "Fifth Third Bank, 333 West Northwest Highway, Barrington, Illinois ZBA 03-04")

**MOTION:** Based upon the Petitioner's statement that it consents to a postponement of the consideration of this Agenda Item 7c without triggering automatic approval or denial thereof and that it will provide such consent in writing, a motion was duly made by Trustee Darch and seconded by Trustee Raseman to postpone consideration of Agenda Item 7c to the Regular Board Meeting to be held on September 8<sup>th</sup> 2003.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- d. **ORDINANCE #03-** : An Ordinance Granting Two Variations Associated with a Bank with Drive-Through Facilities (Re: ZBA 03-04; 333 West Northwest Highway: Fifth Third Bank)

**MOTION:** Based upon the Petitioner's statement that it consents to a postponement of the consideration of this Agenda Item 7d without triggering automatic approval or denial thereof and that it will provide such consent in writing, a motion was duly made by Trustee Darch and seconded by Trustee Raseman to postpone consideration of Agenda Item 7d to the Regular Board Meeting to be held on September 8<sup>th</sup> 2003.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- e. **RESOLUTION #03-2886:** ARC 03-10; Fifth Third Bank – 333 West Northwest Highway (Certificate of Approval)

**MOTION:** Based upon the Petitioner's statement that it consents to a postponement of the consideration of this Agenda Item 7e without triggering automatic approval or denial thereof and that it will provide such consent in writing, a motion was duly made by Trustee Raseman and seconded by Trustee Darch to postpone consideration of Agenda Item 7e to the Regular Board Meeting to be held on September 8<sup>th</sup> 2003.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

#### **PAYMENT OF BILLS:**

- a. **WARRANTS LIST- Warrants' List – 8/11/03 - \$ 303,479.34 (Expenses)**

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Schaefer to approve the payment of the bills included on the voucher listing for the period ending 8/11/03 - \$ 303,479.34 (Expenses).

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

- b. **Warrants' List – 8/11/03 - \$ 26,464.65 (Commonwealth Edison)**

Trustee Hunt announced that he was recusing himself from participating in this matter.

**MOTION:** A motion was duly made by Trustee Raseman and seconded by Trustee Yeagley to approve the payment of the bills included on the voucher listing for the period ending 8/11/03 - \$ 26,464.65 (Commonwealth Edison).

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, recused; Trustee Daluga, aye. President Reagle declared the motion passed.

- c. **MOTION TO APPROVE,** Under Protest, Payment of NPDES (Water Pollution Discharge Permit Fees and to Direct That a Letter Be Sent to the Illinois Environmental Protection Agency (IEPA) Objecting to these fees – Warrants' List – 8/11/03 - \$ 1,000.00 (NPDES Permit Fees)

John Heinz made a presentation to the Corporate Authorities explaining the situation and the reason for making the payment under protest.

**MOTION:** A motion was duly made by Trustee Darch and seconded by Trustee Raseman to approve the payment of the bills, under protest, included on the voucher listing for the period ending 8/11/03 - \$ 1,000.00 (NPDES Permit Fees) and to Direct That a Letter Be Sent to the Illinois Environmental Protection Agency (IEPA) Objecting to these fees.

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**d. Warrants' List – 7/31/03 - \$ 12,366.74 (125 Reimbursement)**

**MOTION:** A motion was duly made by Trustee Yeagley and seconded by Trustee Raseman to approve the payment of the bills included on the voucher listing for the period ending 7/31/03 - \$ 12,366.74 (125 Reimbursement).

**ROLL CALL:** Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

**COMMENTS – “ROUND THE TABLE”**

Trustee Darch thanked the Public Works department for maintaining the Streetscapes landscaping. Trustee Darch thanked the Our Town Barrington Volunteers for the recent concerts in town.

Trustee Schaefer commented that the Sidewalk Days Sale was a success.

Trustee Raseman hopes that residents enjoy the remainder of the summer. Trustee Raseman shared that invitations to the dedication of Memorial Park are in the mail, the bronzed statues are nearing completion, and the site itself is taking shape. Trustee Raseman ended by saying that the commemorative brick sales are ongoing as are reservations for the golf outing.

Trustee Yeagley shared that the EJ&E Task Force will be meeting to consider the outer circumferential through Barrington, Friday Aug 15<sup>th</sup> 9am at 547 Jackson Blvd in Chicago, IL. Trustee Yeagley ended by urging residents to voice their opinion on the Ho Chunk Casino.

Trustee Hunt thanked Director of Public Works John Heinz and Village Manager Curt Allison for their flexibility regarding the proposed development by Fifth Third Bank.

Trustee Daluga hoped that students returning to school do so safely and study hard, especially his children .

President Reagle asked that residents be careful with students returning to school.

**ADJOURNMENT**

**MOTION:** A motion was duly made by Trustee Daluga and seconded by Trustee Hunt to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 10:55 p.m., Monday August 11th, 2003.

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Ron Koppelman, Village Clerk